

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

MARY TOTH, On Behalf of Herself and All	§	
Others Similarly Situated,	§	
	§	Civil Action No. 4:18-cv-0706
Plaintiff,	§	
	§	
v.	§	
	§	
ZOE'S KITCHEN, INC., GREG	§	
DOLLARHYDE, THOMAS BALDWIN, SUE	§	
COLLINS, CORDIA HARRINGTON, KEVIN	§	
MILES, and ALEC TAYLOR,	§	
	§	
Defendants.	§	

NOTICE OF VOLUNTARY DISMISSAL

Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A), Plaintiff Mary Toth ("Plaintiff") hereby gives notice ("Notice") that the above-captioned action ("Action") is voluntarily dismissed with prejudice as to Plaintiff, but without prejudice as to all other members of the putative class in the Action.

Defendants have neither served an answer nor moved for summary judgment. As such, Plaintiff's dismissal of the Action is effective upon filing of this Notice.

DATED: November 15, 2018.

Respectfully submitted,

/s/ Thomas E. Bilek
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CERTIFICATE OF SERVICE

I certify that a true and correct copy of the foregoing was filed via this District's CM/ECF on November 15, 2018, which caused an electronic copy of same to be served automatically upon all counsel of record.

/s/ Thomas E. Bilek
Thomas E. Bilek